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NORTH AMERICA INTELLECTUAL PROPERTY CORPORATION				
P.O. BOX 506				
MERRIFIELD, VA 22116				
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ANDREWS, LEON T				
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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winstonhsu.uspto@gmail.com

Patent.admin.uspto.Rcv@naipo.com

mis.ap.uspto@naipo.com.tw

***Response to After Final Arguments***

Applicant's arguments filed August 25, 2009 have been considered as follows:

- In the remarks on pages 7-8 of the amendment, applicant contends Lundby did not disclose successively transmitting a first predetermined number of more than one identical copies of data block with a first transmitter of the first peer.
- The examiner respectfully contends that Lundby discloses multiple transmissions with the same data, column 2, line 2, and transmitting identical data to multiple users, column 2, line 4, thereby allowing the base station to make multiple transmissions (with transmitter) with the same data content, column 2, lines 1-2. Additionally, same transmissions are sent to all the remote stations, column 5, line 10. And, the system transmits the same information tailored to the needs of each remote station, column 5, lines 20-22. Further, successive transmission of the same data and combining for reconstructing data, column 7, lines 40-50.
- In remarks on pages 8-9 of the amendment, applicant contends that Lin and Lundby did not disclose a first processor electrically connected to the first transmitter for controlling the first transmitter to successively transmit a first

predetermined number of more than one identical copies of a data block via the first antenna.

- The examiner respectfully contends that Lin et al. discloses a first processor (Fig. 2, processing system 210) electrically connected to the first transmitter (Fig. 2, transmitter 202) for controlling the first transmitter via the first antenna (Fig. 2, antenna 201) to successively transmit a first predetermined number of more than one identical copies of a data block (transmitter coupled to an antenna which together form transmitter circuit for transmitting the received messages, column 2, lines 13-15). Further, the processing system for controlling the operation of the base station which comprises a transmitter coupled to an antenna which together forms a transmitter circuit for transmitting the messages, column 2, lines 5-15. And, Lundby discloses apparatus presented for multi-cast transmission (transmitter) comprising a processor for generating and executing identified (identical) quality information for a group of subscribers, column 2, lines 10-17.